

# State of South Dakota

SEVENTY-SECOND SESSION  
LEGISLATIVE ASSEMBLY, 1997

852A0293

HOUSE COMMERCE COMMITTEE ENGROSSED

NO. **HB1070** - 2/5/97

Introduced by: Representatives Brosz, Belatti, Broderick, DeMersseman, Gleason, Konold, Pederson (Gordon), Roe, and Schaunaman and Senators Aker, Halverson, Lawler, and Thompson

1 FOR AN ACT ENTITLED, An Act to require payment of sales commissions after termination  
2 of employment.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF SOUTH DAKOTA:

4 Section 1. If a sales representative is paid commission under a contract, either express or  
5 implied, and the contract is terminated, the sales representative is entitled to commissions  
6 pursuant to the provisions of the contract. Payment of the commissions due the sales  
7 representative shall be paid in accordance with the terms of the contract. If not specified in the  
8 contract, payments of commissions due the sales representative shall be paid upon delivery and  
9 payment of the order. The provisions of this section do not apply to insurance commission  
10 arrangements pursuant to Title 58.

1    **BILL HISTORY**

2    January 23 - First read in House and referred to Commerce. H.J. 92

3    January 30 - Scheduled for hearing.

4    February 4 - Scheduled for hearing.

5    February 4 - Passed as amended, AYES 10, NAYS 2. H.J. 288